



State of Utah

GARY R. HERBERT
Governor

GREG BELL
Lieutenant Governor

Department of Environmental Quality

Amanda Smith
Executive Director

DIVISION OF AIR QUALITY
Cheryl Heying
Director

DAQE-NN0143100001-10

June 3, 2010

Newspaper Agency Corp. MediaOne
Legal Advertising Dept.
P.O. Box 704055
West Valley City, UT 84170

RE: Legal Notice of Intent to Approve

This letter will confirm the authorization to publish the attached NOTICE in the Salt Lake Tribune and Deseret News on June 8, 2010.

Please mail the invoice and affidavit of publication to the Utah State Department of Environmental Quality, Division of Air Quality, P.O. Box 144820, Salt Lake City, Utah 84114-4820.

Sincerely,

Sharon Anderson
Office Technician
Utah Division of Air Quality

Enclosure

cc: Wasatch Front Regional Council
Salt Lake County

NOTICE

A Notice of Intent for the following project submitted in accordance with §R307-401-1, Utah Administrative Code (UAC), has been received for consideration by the Executive Secretary, Utah Air Quality Board:

Company Name: Elam Construction, Inc.

Location: Elam Construction, Inc.: Portable Aggregate and Asphalt Equipment – Not permanently based at a site., Portable Source, UT, Portable Source County

Project Description: This Approval Order (AO) is issued to Elam Construction, Inc. for the purpose of operating portable equipment that belongs to the non-metallic mineral processing industry, including aggregate and asphalt plants. Sets of equipment chosen from the equipment approved in this AO shall be temporarily operated for a period of not more than 180 operating days in any calendar year at any site. A relocation shall not exceed 365 consecutive days at any location in the State of Utah. Prior to commencement of operation at a site, the source shall submit a Notice of Temporary Relocation to the Executive Secretary. If the plant operates at a site in compliance with the AO, the Notice of Temporary Relocation, and the Temporary Relocation Approval Letter, dispersion modeling results have determined that there will be no adverse impacts on air quality at the nearest residence or commercial establishment. Compliance with the opacity limits and various operating practices listed in the conditions of the AO shall be considered as application of Best Available Control Technology (BACT). The emission control measures listed in the conditions of this AO shall apply to all of the sites at which the equipment approved by this AO operates. The source may be required to adopt additional measures for controlling emissions to address site-specific concerns. The Temporary Relocation Approval Letter that the source is required to possess prior to operation, shall list the allowable emissions and/or production limits for the relocation. This AO limits the source to emissions that are below the major source threshold, making it a "Synthetic Minor" source. The terms and conditions of this AO are enforceable by both the State of Utah and the Federal Government.

The completed engineering evaluation and air quality impact analysis showed that the proposed project meets the requirements of federal air quality regulations and the State air quality rules. The Executive Secretary intends to issue an AO pending a 30-day public comment period. The project proposal, estimate of the effect on local air quality and draft AO are available for public inspection and comment at the Utah Division of Air Quality, 195 North 1950 West, Salt Lake City, UT 84114-4820. Written comments received by the Division at this same address on or before July 8, 2010 will be considered in making the final decision on the approval/disapproval of the proposed project. Email comments will also be accepted at ahumpherys@utah.gov. If anyone so requests to the Executive Secretary at the Division in writing within 15 days of publication of this notice, a hearing will be held in accordance with R307-401-7, UAC.

Date of Notice: June 8, 2010